

~~SEALED BY ORDER
OF COURT~~

FILED

OCT 10 2018

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

MAG

1 Alex Tse
United States Attorney
2 450 Golden Gate Ave (11th Floor)
3 San Francisco, CA 94102
Telephone: (415) 436-7200

4 Attorneys for the United States

5 UNITED STATES DISTRICT COURT

6 NORTHERN DISTRICT OF CALIFORNIA

7 SAN JOSE DIVISION

8 CR 18-71434

9 CRIMINAL NO.

10 UNITED STATES OF AMERICA,)
Plaintiff,)
11 v. Jose Luis Garcia-Munguia)
Angelina Marie Serrano)
12 Defendant.)
13 _____)

14 NOTICE OF PROCEEDINGS ON
OUT-OF-DISTRICT CRIMINAL
CHARGES PURSUANT TO RULES
5(c)(2) AND (3) OF THE FEDERAL RULES
OF CRIMINAL PROCEDURE

15 Please take notice pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal
Procedure that on 10/10/18, the above-named defendant was arrested based upon an
16 arrest warrant (copy attached) issued upon an

17 Indictment Information Criminal Complaint Other _____
18 pending in the Southern District of California, Case Number 18cv3737WQH

19 In that case, the defendant is charged with a violation(s) of Title(s) _____ United States Code,
20 Section(s) _____.

21 Description of Charges: 21 U.S.C. § 841(a)(1), 846

22 Respectfully Submitted,

23 Alex Tse
UNITED STATES ATTORNEY

24 Assistant U.S. Attorney

25 Date: 10/10/18

26

27

28

FILED

18 AUG 22 PM 7:33

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY: *JEM* DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

June 2017 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE LUIS GARCIA-MUNGUIA (1),

[REDACTED] ANGELINA MARIE SERRANO (3),

RIGOBERTO ARREOLA-PINEDA (4),

JUAN ROGELIO LOAIZA-DELGADO (5),

BENJAMIN DEANDRE CARTER (6),

[REDACTED] FRANCISCO SANCHEZ (8),

Defendants.

Case No. 18CR3737 WQH

I N D I C T M E N T

Title 21, U.S.C., Secs. 841(a)(1) and 846 - Conspiracy to Distribute Methamphetamine; Title 18, U.S.C., Secs. 1956(a) and (h) - Conspiracy to Launder Monetary Instruments; Title 31, U.S.C., Sec. 5332 - Bulk Cash Smuggling; Title 21, U.S.C., Sec. 853, Title 18, U.S.C., Sec. 982(a), Title 31, U.S.C., Sec. 5332(b)(2), and Title 28, U.S.C., Sec. 2461(c) - Criminal Forfeiture

The grand jury charges:

Count 1

Conspiracy to Distribute Methamphetamine

Beginning on a date unknown to the grand jury and continuing to on or about August 22, 2018, within the Southern District of California and elsewhere, defendants JOSE LUIS GARCIA-MUNGUIA, [REDACTED] and ANGELINA MARIE SERRANO did knowingly and intentionally combine, conspire, and agree together and with each other, and with

1 other persons known and unknown, to distribute 500 grams and more of a
2 mixture and substance containing a detectable amount of methamphetamine,
3 a Schedule II controlled substance; in violation of Title 21, United
4 States Code, Section 841(a)(1).

5 All in violation of Title 21, United States Code, Section 846.

6 Count 2

7 Conspiracy to Launder Monetary Instruments

8 Beginning on a date unknown to the grand jury and continuing to on
9 or about August 22, 2018, within the Southern District of California and
10 elsewhere, defendants JOSE LUIS GARCIA-MUNGUIA, RIGOBERTO ARREOLA-
11 PINEDA, JUAN ROGELIO LOAIZA-DELGADO, BENJAMIN DEANDRE CARTER, [REDACTED]
12 [REDACTED] FRANCISCO SANCHEZ, and [REDACTED] did
13 knowingly combine, conspire, and agree with each other and with other
14 persons known and unknown to the grand jury to commit offenses against
15 the United States in violation of Title 18, United States Code,
16 Section 1956, to wit:

17 (a) to knowingly conduct financial transactions affecting
18 interstate commerce and foreign commerce, which transactions involved
19 the proceeds of specified unlawful activity, that is, conspiracy to
20 distribute methamphetamine in violation of Title 21, United States Code,
21 Section 846, with the intent to promote the carrying on of said specified
22 unlawful activity, and knowing that the property involved in the
23 transactions represented the proceeds of some form of unlawful activity,
24 in violation of Title 18, United States Code, Section 1956(a)(1)(A)(1);
25 and;

26 //

27 //

28 //

11 All in violation of Title 18, United States Code, Section 1956(h).

Count 3

Bulk Cash Smuggling

14 On or about November 5, 2016, within the Southern District of
15 California, defendant [REDACTED] with the intent to evade
16 a currency reporting requirement under Title 31, United States Code,
17 Section 5316, knowingly concealed more than \$10,000 in currency on the
18 person of such individual defendant and in any conveyance, article of
19 luggage, merchandise, and other container, and attempted to transport
20 and transfer such currency from a place within the United States to a
21 place outside of the United States, in violation of 31, United States
22 Code, Section 5332(a)(1) and (b).

Forfeiture Allegations

24 1. Upon conviction of the felony offense alleged in Count 1,
25 which offense is subject to imprisonment for greater than one year, and
26 pursuant to Title 21, United States Code, Section 853, defendants JOSE
27 LUIS GARCIA-MUNGUIA, [REDACTED] and ANGELINA MARIE SERRANO
28 shall forfeit to the United States their rights, title and interest in

1 any and all property constituting, or derived from, any proceeds the
2 defendants obtained, directly or indirectly, as the result of the
3 offense, and any and all property used or intended to be used in any
4 manner or part to commit and to facilitate the commission of the
5 violation alleged in Count 1 of this Indictment.

6 In the event that any property described above as being subject to
7 forfeiture, as a result of any act or omission by the defendant(s) :

8 (a) cannot be located upon the exercise of due diligence;
9 (b) has been transferred or sold to or deposited with a third
10 person;

11 (c) has been placed beyond the jurisdiction of the Court;
12 (d) has been substantially diminished in value; or
13 (e) has been commingled with other property which cannot be
14 divided without difficulty;

15 it is the intent of the United States, pursuant to Title 21, United
16 States Code, Section 853(p), to seek forfeiture of any other property
17 of said defendant's up to the value of the above-described property.

18 2. Upon conviction of the offense alleged in Count 2 and pursuant
19 to Title 18, United States Code, Section 982(a)(1), defendants JOSE LUIS
20 GARCIA-MUNGUIA, RIGOBERTO ARREOLA-PINEDA, JUAN ROGELIO LOAIZA-DELGADO,
21 BENJAMIN DEANDRE CARTER, [REDACTED] FRANCISCO SANCHEZ,
22 and [REDACTED] shall, upon conviction of such offense
23 forfeit to the United States their rights, title and interest in any
24 and all property involved in the offense, and any property traceable to
25 such property.

26 //

27 //

28 //

1 The property to be forfeited includes, but is not limited to,
2 \$194,999 seized from BENJAMIN DEANDRE CARTER on July 11, 2017.

3 In the event that any property described above as being subject to
4 forfeiture, as a result of any act or omission by the defendant(s):

5 (a) cannot be located upon the exercise of due diligence;
6 (b) has been transferred or sold to or deposited with a third
7 person;
8 (c) has been placed beyond the jurisdiction of the Court;
9 (d) has been substantially diminished in value; or
10 (e) has been commingled with other property which cannot be
11 divided without difficulty;

12 it is the intent of the United States, pursuant to Title 21, United
13 States Code, Section 853(p), as incorporated by Title 18, United States
14 Code, Section 982(b)(1) to seek forfeiture of any other property of said
15 defendant's up to the value of the above-described property.

16 3. Upon conviction of the offense alleged in Count 3, and pursuant
17 to Title 31, United States Code, Section 5332(b)(2), defendant [REDACTED]

18 [REDACTED] shall forfeit to the United States all property, real
19 and personal, involved in the offense, and all property traceable to
20 such property, including but not limited to, \$68,341 in U.S. currency.

21 In the event that any property described above as being subject to
22 forfeiture, as a result of any act or omission by defendant JUAN
23 ESPINOZA-BAUTISTA:

24 (a) cannot be located upon the exercise of due diligence;
25 (b) has been transferred or sold to or deposited with a third
26 person;
27 (c) has been placed beyond the jurisdiction of the Court;
28 (d) has been substantially diminished in value; or

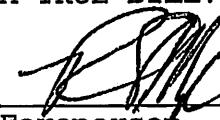
1 (e) has been commingled with other property which cannot be
2 divided without difficulty;

3 it is the intent of the United States, pursuant to Title 31, United
4 States Code, Section 5332(b)(3) which incorporates the provisions of
5 Title 21, United States Code, Section 853(p), to seek forfeiture of any
6 other property of said defendant's up to the value of the above-described
7 property.

8 All pursuant to Title 21, United States Code, Section 853, Title 18,
9 United States Code, Section 982(a), Title 31, United States Code,
10 Section 5332(b)(2), and Title 28, United States Code, Section 2461(c).

11 DATED: August 22, 2018.

12 A TRUE BILL:

13 
14 _____
Foreperson

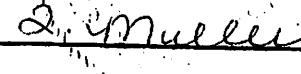
15 ADAM L. BRAVERMAN
United States Attorney

17 By: 
18 JARAD E. HODES
Assistant U.S. Attorney

20 By: 
21 MEGHAN E. HEESCH
Assistant U.S. Attorney

I hereby attest and certify on 8/23/18
That the foregoing document is a full, true and correct
copy of the original on file in my office and in my legal
custody.

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

By  Deputy

United States District Court
SOUTHERN DISTRICT OF CALIFORNIA

PLEASE RECEIPT AND RETURN

UNITED STATES OF AMERICA

v.

Angelina Marie Serrano (3)

SEALED

WARRANT FOR ARREST

Case Number: 18CR3737-WQH

NOT FOR PUBLIC VIEW

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest

Angelina Marie Serrano (3)

Name

and bring him or her forthwith to the nearest magistrate to answer a(n)

Indictment Information Complaint Order of Court Violation Notice Probation Violation Petition
 Pretrial Violation

charging him or her with (brief description of offense):

21:841(a)(1), 846 - Conspiracy to Distribute Methamphetamine
 21:853; 18:982(a); 31:5332(b)(2); 28:2461(c) - Criminal Forfeiture

U.S. MARSHALS-S/CA
 REC'D AUG 23 PM 12:12
 2018

In violation of Title See Above United States Code, Section(s) _____

John Morrill

Name of Issuing Officer



J. MUELLER

Clerk of the Court

Title of Issuing Officer

s/ J. Mueller

Signature of Deputy

August 22, 2018 at San Diego, California

Date and Location

Bail fixed at \$

No Bail

by

The Honorable William V. Gallo

Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		

United States District Court
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

v.

Jose Luis Garcia-Munguia (1)

SEALED**WARRANT FOR ARREST**

PLEASE RECEIPT AND RETURN

Case Number: 18CR3737-WQH**NOT FOR PUBLIC VIEW**

To: The United States Marshal
 and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest

Jose Luis Garcia-Munguia (1)

Name

and bring him or her forthwith to the nearest magistrate to answer a(n)

Indictment Information Complaint Order of Court Violation Notice Probation Violation Petition
 Pretrial Violation

charging him or her with (brief description of offense):

21:841(a)(1), 846 - Conspiracy to Distribute Methamphetamine
 18:1956(a),(h) - Conspiracy to Launder Monetary Instruments
 21:853; 18:982(a); 31:5332(b)(2); 28:2461(c) - Criminal Forfeiture

RECEIVED
U.S. MARSHALS-S/CA
AUG 23 PM:12:13

In violation of Title See Above United States Code, Section(s) _____

John Morrill

Name of Issuing Officer

s/ J. Mueller

J. MUELLER

Signature of Deputy

Clerk of the Court

Title of Issuing Officer

August 22, 2018 at San Diego, California

Date and Location

Bail fixed at \$

No Bail

by The Honorable William V. Gallo

Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: COMPLAINT INFORMATION INDICTMENT SUPERSEDING**OFFENSE CHARGED**Title 21, United States Code, Section 841(a)(1, 846:
Conspiracy to Distribute Methamphetamine

Petty
 Minor
 Misdemeanor
 Felony

PENALTY: Maximum penalty of life in prison; mandatory minimum 10 years in prison

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

HSI

 person is awaiting trial in another Federal or State Court, give name of courtSouthern District of California, Hon. William Q. Hayes this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District this is a reprocution of charges previously dismissed
 which were dismissed on motion of: U.S. ATTORNEY DEFENSESHOW DOCKET NO.
_____ this prosecution relates to a pending case involving this same defendantMAGISTRATE CASE NO.
_____ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underName and Office of Person Furnishing Information on this form Meghan E. Heesch U.S. Attorney Other U.S. AgencyName of Assistant U.S. Attorney (if assigned) Meghan E. Heesch**PROCESS:** SUMMONS NO PROCESS* WARRANT

Bail Amount: _____

If Summons, complete following:

 Arraignment Initial AppearanceDefendant Address:

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments:
_____**DEFENDANT - U.S.**

Angelina Marie Serrano

DISTRICT COURT NUMBER
18CR3737-WQH**DEFENDANT****IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

1) If not detained give date any prior summons was served on above charges 

2) Is a Fugitive

3) Is on Bail or Release from (show District)

IS IN CUSTODY

4) On this charge

5) On another conviction  Federal State

6) Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer Yes
been filed? NoIf "Yes"
give date
filed
_____DATE OF
ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY Month/Day/Year
_____ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS**

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: COMPLAINT INFORMATION INDICTMENT SUPERSEDING**OFFENSE CHARGED**Title 21, United States Code, Section 841(a)(1, 846:
Conspiracy to Distribute Methamphetamine

Petty
 Minor
 Misdemeanor
 Felony

PENALTY: Maximum penalty of life in prison; mandatory minimum 10 years in prison

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

HSI

 person is awaiting trial in another Federal or State Court, give name of court

Southern District of California, Hon. William Q. Hayes

 this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21, or 40. Show District this is a reprocution of charges previously dismissed
 which were dismissed on motion of: U.S. ATTORNEY DEFENSE

SHOW DOCKET NO.

 this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

 prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person Furnishing Information on this form Meghan E. Heesch

 U.S. Attorney Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned)

Meghan E. Heesch

DEFENDANT - U.S.

Jose Luis GARCIA-Munguia

DISTRICT COURT NUMBER
18CR3737-WQH**DEFENDANT****IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

1) If not detained give date any prior summons was served on above charges2) Is a Fugitive3) Is on Bail or Release from (show District)**IS IN CUSTODY**4) On this charge5) On another conviction} Federal State6) Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer Yes
been filed? No} If "Yes"
give date
filedDATE OF
ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY

Month/Day/Year

 This report amends AO 257 previously submitted**PROCESS:** SUMMONS NO PROCESS* WARRANT

Bail Amount: _____

If Summons, complete following:

 Arraignment Initial Appearance

Defendant Address:

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments: